IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN

TUESDAY, THE 2ND JANUARY 2007 / 12TH POUSHA, 1928.

WP(C).No. 127 OF 2007(M)

PETITIONER:

JOHNY THOMAS, M/S. JOHNY SAGARIKA,
(J.S. AUDIOS), 41/399, RAJAJI ROAD, KOCHI-35.

BY ADVOCATES M/S. V.P. SUKUMAR, P.U. MATHEN,
BEJOY CHERIAN, JAIRAM V. MENON & KURYAN THOMAS.

RESPONDENTS:
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1. THE SALES TAX OFFICER, CHERTHALA.

2. THE DEPUTY COMMISSIONER (APPEALS), COMMERCIAL TAXES, KOLLAM.

3. THE DEPUTY TAHSILDAR (RR), KANAYANNUR TALUK, ERNAKULAM, KOCHI-11.

GOVT. PLEADER SRI. SOJAN JAMES.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 02/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

P.R. RAMAN, J.

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W.P.(C) NO. 127 OF 2007

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DATED THIS, THE 2ND DAY OF JANUARY, 2007

J U D G M E N T

Petitioner is an assessee under the Kerala General Sales Tax Act. For the assessment years 2000-01 and 2001-02 he was assessed as per Exts.P1 and P2 assessment orders against which he preferred appeals Exts.P3 and P4 along with Exts.P5 and P6 stay petitions. Pending the appeals and stay petitions, Exts.P7 to P10 Revenue Recovery notices are served on him. Aggrieved thereby, petitioner has approached this Court.

2. Heard the learned Government Pleader also. In the circumstances, there will be a direction that in case the petitioner pays an amount of Rs.2,00,000/- (two lakhs) within a period of one month from today, then the recovery of the balance amount shall stand stayed until the disposal of the appeals Ext.P3 and P4 by the second respondent appellate authority. In case petitioner commits default in payment of the amount as aforesaid, he will loose the benefit of this judgment. He shall produce a copy of this judgment along with a copy of the writ petition before the second respondent for information and compliance.

The writ petition is disposed of as above.

P.R. RAMAN,
JUDGE.

knc/-